

Message Text

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ORIGIN COME-00

INFO OCT-01 NEA-10 IO-13 ISO-00 FEA-01 AGR-05 CEA-01

CIAE-00 DODE-00 EB-07 FRB-03 H-02 INR-07 INT-05 L-03

LAB-04 NSAE-00 NSC-05 PA-01 AID-05 CIEP-01 SS-15

STR-04 ITC-01 TRSE-00 USIA-06 PRS-01 SP-02 OMB-01

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STATE/NEA/PAB/DBARCHARD

USDA/RRIENERSCHNEIDER

TREASURY/EBARBER

STR/BSTEINBOCK

LABOR/HFIEKOWSKY

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TO AMEMBASSY DACCA

INFO USDEL MTN GENEVA

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E.O. 11652: N/A

TAGS: ETRD, MTN, BG

SUBJECT: MTN NEGOTIATIONS: CLARIFICATION OF NON-TARIFF

----- MEASURES (NTM) REPORTED BY INDUSTRY ADVISORS

1. OVER THE PAST 2 YEARS THE DEPARTMENT OF COMMERCE
JOINTLY WITH STR HAS OPERATED A CONSULTATION PROGRAM WITH
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INDUSTRY FOR THE PURPOSE OF OBTAINING ADVICE WITH RESPECT

TO U.S. PARTICIPATION IN THE MULTILATERAL TRADE NEGOTIATIONS. SIMILAR CONSULTATION PROGRAMS ARE SEEKING ADVICE FROM LABOR AND AGRICULTURAL INTERESTS. THE PROGRAM CONSISTS OF OVER 500 INDUSTRY REPRESENTATIVES ORGANIZED INTO ONE HIGH LEVEL POLICY COMMITTEE AND 27 SPECIFIC INDUSTRY SECTOR ADVISORY COMMITTEES (ISAC). EACH ISAC PROVIDES DETAILED ADVICE AND INFORMATION REGARDING U.S. AND FOREIGN TARIFF AND NON-TARIFF MEASURES AFFECTING THE PRODUCTS WHICH IT COVERS.

2. TARIFF AND NTM INFORMATION SUPPLIED BY ISACS IS BEING COMPILED INTO MASTER COUNTRY DATA LISTS WHICH WHEN COMPLETED WILL BE IMPORTANT DATA SOURCE FOR SUPPORTING WORK OF MTN DELEGATION GENEVA.

3. IN CONSIDERING NTM SUBMISSIONS MADE BY ISACS WE FIND SOME REQUIRE DETAILED CLARIFICATION WHICH WE BELIEVE ONLY EMBASSY CAN SUPPLY. ACCORDINGLY WE REQUEST EMBASSY REVIEW

AND ANALYSIS OF FOLLOWING ALLEGED NTM.

3A. STATE TRADING AND GOVERNMENT MONOPOLY PRACTICES. ARE STATE TRADING AGENCIES OR GOVERNMENT MONOPOLIES MAINTAINED? IN WHAT WAY ARE THESE OPERATED SO AS TO DISCRIMINATE AGAINST U.S. GOODS?

3B. QUANTITATIVE RESTRICTIONS. WHAT IS THE SITUATION WITH REGARD TO QUOTAS? HOW ARE THEY ADMINISTERED AND ON WHAT ARE THE QUOTA LEVELS BASED? WHAT ARE THE QUOTA LEVELS? HOW EXTENSIVE IS THE SYSTEM OF EMBARGOES? ARE SOURCES OF SUPPLY A FACTOR IN SOME EMBARGOES? WHY ARE EMBARGOES MAINTAINED? ARE THERE DE FACTO EMBARGOES WHICH ARE NOT PUBLISHED?

3C. IMPORT LICENSING SYSTEM. ARE IMPORT LICENSES REQUIRED? IF SO, WHY? HOW AVAILABLE ARE LICENSES? WHAT IS INVOLVED IN THE PROCESS OF SECURING A LICENSE?

4. FOR ALL THE MEASURES LISTED IN PARA. 3 WE WOULD APPRECIATE RECEIVING FOLLOWING INFORMATION: (A) DOES MEASURE LIMITED OFFICIAL USE

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EXIST? (B) IF SO, BRIEF, CONCISE DESCRIPTION OF NTM; (C) SPECIFIC PRODUCTS AFFECTED (BY 4 DIGIT BTN NUMBER OR MORE DETAILED BREAKDOWN IF KNOWN); (D) ESTIMATED NTM IMPACT ON PARTICULAR PRODUCT AND U.S. TRADE IN GENERAL; (E) STATUTORY BASIS OF MEASURE AND ASSESSMENT OF ITS NEGOTIABILITY.

5. THIS INFORMATION IS A CRUCIAL ELEMENT IN THE INDUSTRY SECTOR ADVISORY COMMITTEES' INPUT ON TARIFFS AND NTMS IN

SUPPORT OF USG NEGOTIATING EFFORTS IN MTN. THE ISACS HAVE BEEN ESTABLISHED PURSUANT TO REQUIREMENTS OF SECTION 135 OF THE TRADE ACT OF 1974 AS INSTRUMENT TO PROVIDE U.S. INDUSTRY THE MEANS TO HAVE THEIR INTERESTS KNOWN AND REPRESENTED IN GENEVA. THE DATA IN THEIR REPORTS, SUPPLEMENTED BY COMMERCE INPUT, ARE BEING AGGREGATED INTO MASTER LISTS, BY COUNTRY, TO PROVIDE GENEVA NEGOTIATORS WITH IMMEDIATE REFERENCE TO IMPORTANT U.S. TRADE INTERESTS AND THE BARRIERS IMPEDING THEM. PRESENT NEED FOR THIS IS IN CURRENT TROPICAL PRODUCTS EXERCISE.

6. NEXT ROUND OF ISAC MEETINGS SCHEDULED FOR NEAR FUTURE AND DUE TO NEED TO UNDERTAKE EXTENSIVE DOCUMENTATION OF CLARIFIED NTM ITEMS WOULD APPRECIATE POST RESPONSE PRIOR TO JULY 30 BUT IF POST UNABLE TO PROVIDE BY THAT DATE, INFORMATION WOULD BE APPRECIATED ASAP THEREAFTER. KISSINGER

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